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Attorneys for Defendant
 ETRON TECHNOLOGY AMERICA, INC.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

JAMES B. GOODMAN,
 Plaintiff,

v.

ETRON TECHNOLOGY AMERICA,
 INC.
 Defendant.

CASE NO. CV-08-00995 PJH

**STIPULATED CONDITIONAL
 DISMISSAL**

The Honorable Phyllis J. Hamilton

James B. Goodman and Etron Technology America, Inc. through their respective attorneys, hereby file this stipulated conditional dismissal.

The parties, in good faith, agree and believe that an agreement in principle has been reached, and will be put into written form within thirty (30) days.

Therefore, in an effort to minimize judicial resources and to minimize the expenses and costs to the parties, it is hereby stipulated that:

1. This action be conditionally dismissed without prejudice for thirty (30) days of the Order signed by the Court, each party bearing its own fees and

costs.

2. During the aforementioned thirty (30) day period, either party may request the Court to reopen the case.

3. If, after the expiration of the aforementioned thirty (30) day period, no party has submitted a request to reopen to the Court, then it is hereby stipulated that this case be dismissed with prejudice, each party to bear its own fees and costs.

For the foregoing reasons, the parties request the Court to accept this Stipulation and the proposed Order submitted herewith.

Date: August 19, 2008

/s/

DAVID FINK
Attorney for James B. Goodman

Date: August 19, 2008

/s/

MICHAEL J. BETTINGER
Attorney for Etron Technology America, Inc.

IT IS SO ORDERED:

Date: 8/22/08



ATTESTATION PURSUANT TO GENERAL ORDER 45

I, David Fink, attest that concurrence in the filing of this document has been obtained from the other signatory. I declare, under penalty of perjury, under the laws of the United States of America that the foregoing is true and correct. Executed August 19, 2008 at Houston, TX.

/s/_____

David Fink